

RESOLUTION NO. 4207

A RESOLUTION ACCEPTING THE FOLLOWING DEDICATION:

Grantor

**Cummings Transfer Co., an Oregon Corporation,  
and Alton E. Sullivan & Dixie G. Sullivan**

Purpose

A 20.00-foot wide right-of-way dedication for transportation purposes, as described on the dedication deed and shown on Exhibit "C".

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby accept this dedication.

DATED THIS 8TH DAY OF DECEMBER 1999.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Recorder

TAXES: EXEMPT

**DEDICATION DEED**

KNOW ALL MEN BY THESE PRESENTS, that **Cummings Transfer Co. an Oregon Corporation and Alton E. Sullivan & Dixie G. Sullivan**, hereinafter referred to as the Grantor, does dedicate to the City of Albany for right-of-way purposes a portion of that real property situated in Linn County, State of Oregon, conveyed to Grantor by deed recorded in Microfilm vol. 447 -pg. 892, Linn County Deed Records, said dedication being more particularly described as follows: *AND 869 263 J.T.P.*

A portion of land in the Southeast ¼ of Section 5, Township 11 South, Range 3 West, of the Willamette Meridian, in Linn County Oregon, described as follows;  
 Beginning at a point which bears South 19°26'00" East 455.93 feet, North 62°44'42" East 309.67 feet, and North 61°12'52" East 56.90 feet North 21°38'24" West 15.18 feet to a 5/8" iron rod; from the intersection point of the East line of Lot 1 in Block 4 of Kurre Lakeside Tracts, City of Albany, Linn County, Oregon and the South right-of-way of the Southern Pacific Railroad; thence along a 1050.00 foot radius curve left 143.09 feet to a 5/8" iron rod (chord bears North 55°39'18" East 142.98 feet); thence North 51°45'03" East 216 feet more or less to the centerline of Cox Creek; thence Southerly along said Cox Creek centerline 20.0 feet more or less to the Old North right-of-way of Old Salem Ave; thence along the said Old right-of-way Westerly 359 feet more or less to a point South 21°38'24" East of the point of beginning; the North 21°38'24" West 20.00 feet more or less to the point of beginning.

"See Exhibit "C"

and covenants that the Grantor is the owner of the above described properties free of all encumbrances save and except reservations in patents and easements of record, and will warrant and defend the same against all persons who may lawfully claim the same.

The deed granted herein is in consideration of \$1.00, receipt of which is acknowledged by the Grantor, and in further consideration of the public improvements to be placed upon said property and the benefits Grantor may obtain therefrom. Nothing herein shall reduce or limit Grantor obligation to pay any costs or assessments which may result from the improvements.

IN WITNESS WHEREOF, Grantor has hereunto affixed their signatures this 21st day of Sept., 1999.

Return to: City of Albany - Recorder  
 P.O. Box 490, Albany, OR 97321

GRANTOR:

CITY OF ALBANY

Richard M. Mikesell, President  
Cummings Transfer Co.,  
An Oregon Corporation

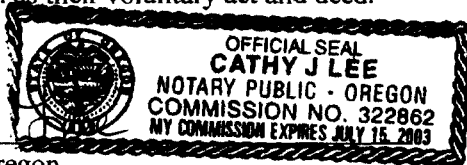
STATE OF OREGON )  
County of Linn ) ss.  
City of Albany )

STATE OF OREGON )  
County of Linn ) ss.  
City of Albany )

I, Steve Bryant as City Manager of the City of Albany,  
Oregon, pursuant to Resolution Number 4207,  
do hereby accept on behalf of the City of Albany, the  
above instrument pursuant to the terms thereof this  
9 day of December, 1999.

The foregoing instrument was acknowledged before me  
this 21st day of September, 1999, by Richard M.  
Mikesell, President of Cummings Transfer Co., an  
Oregon Corporation, as their voluntary act and deed.

Steve Bryant  
City Manager



ATTEST:

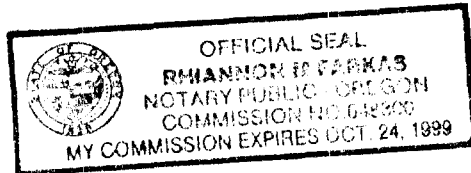
Cathy J. Lee  
Notary Public for Oregon  
My Commission Expires: 7/15/03

Ken Thayer  
City Recorder

Alton E. Sullivan  
Alton E. Sullivan

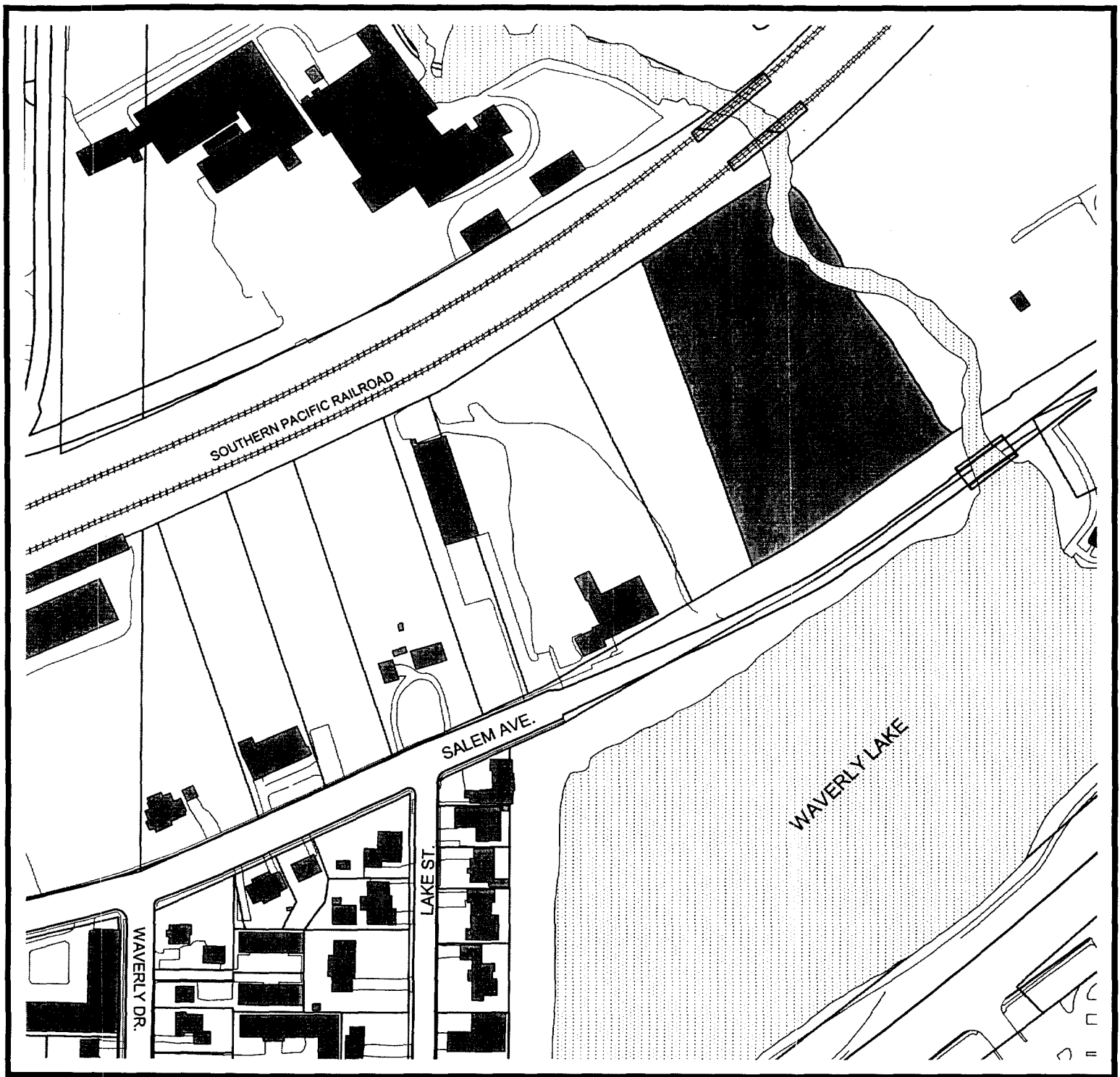
Dixie G. Sullivan  
Dixie G. Sullivan

STATE OF OREGON )  
County of Linn ) ss.  
City of Albany )





The foregoing instrument was acknowledged before me  
this 11 day of October, 1999, by Alton E.  
Sullivan and Dixie G. Sullivan as their voluntary act and  
deed.

R. Mannon B. Farkas  
Notary Public for Oregon  
My Commission Expires: 10/24/99



**VICINITY MAP**  
**20.00' R.O.W. DEDICATION -- N SIDE OF SALEM AVE**  
**FROM CUMMINGS TRANSFER CO. AND ALTON E. & DIXIE G. SULLIVAN**  
**TO CITY OF ALBANY**



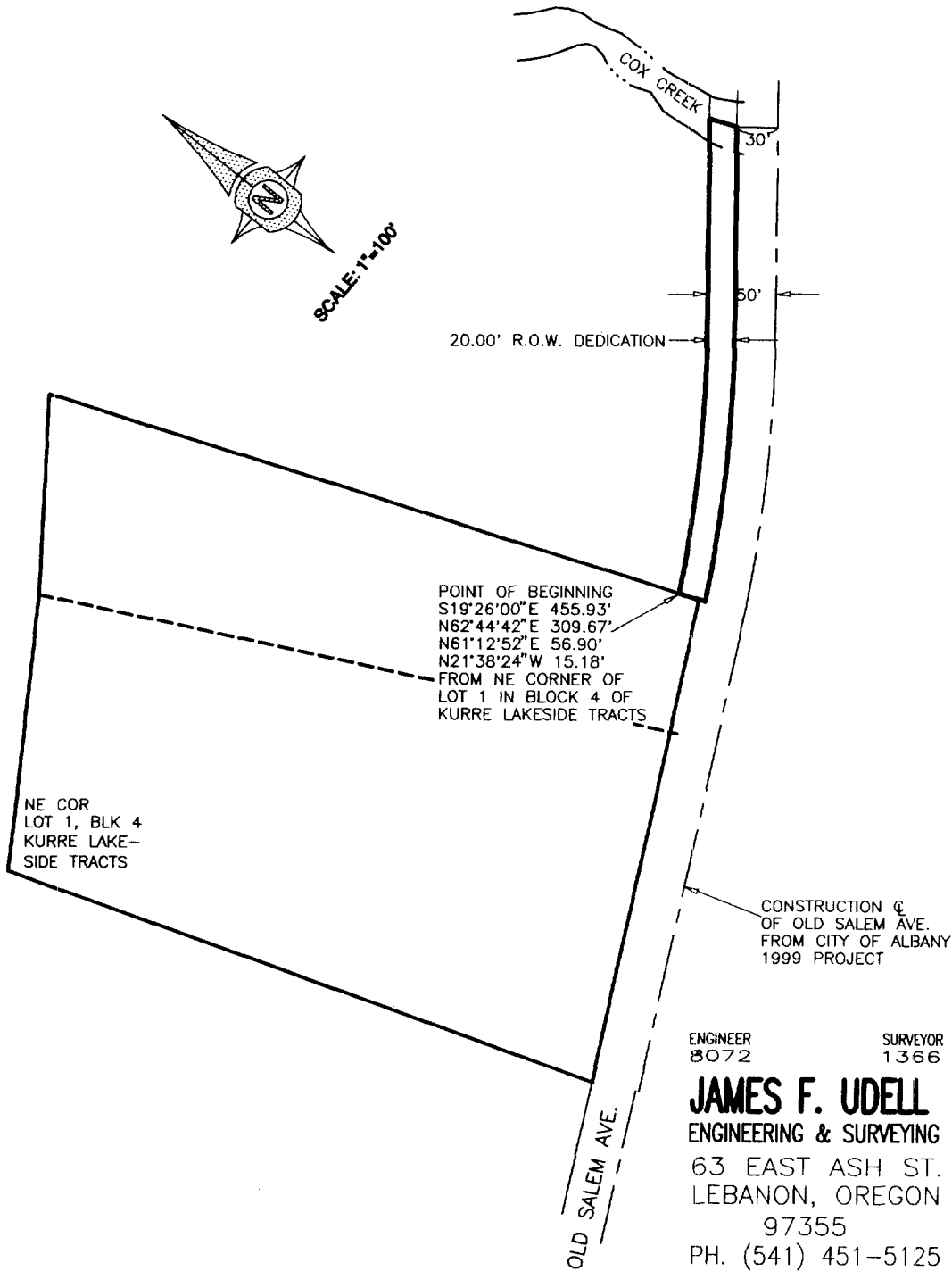
-  Subject Property
-  Parcel Boundaries

# EXHIBIT C

## ADDITIONAL 20 FT. OF RIGHT-OF-WAY ALBANY, LINN COUNTY, OREGON

SCALE: 1" = 100'

JUNE 28, 1999



ENGINEER 8072 SURVEYOR 1366

**JAMES F. UDELL**  
ENGINEERING & SURVEYING  
63 EAST ASH ST.  
LEBANON, OREGON  
97355  
PH. (541) 451-5125  
FAX (541) 451-1366

CUM\_ROW

30  
DEC 14 1 53 PM '99

STATE OF OREGON  
County of Linn

I hereby certify that the attached  
was received and duly recorded  
by me in Linn County records.

STEVE DRUCKENMILLER MF 1079  
Linn County Clerk

By PA Deputy PAGE 120

Resolution No. 4207

Recorded Document Recorder File No. 3517